1

NOTES

CLASS B

MYSORE GOVERNMENT SECRETARIAT

File No. AFD 231 FAF 61.

Department of Agri.

Section Forest

Subject :

Disforestment of -

References :

Date	To whom sent	Notes and instructions

FOR/NOT FOR NOTE BOOK
UNDER SECRETARY

for. Under Secretary to Govt.

20/11/61
18/1/62 Forest

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1.4.64

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ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ,
ಅರಣ್ಯ, ಪಾ..ರ ಮತ್ತು ಜೀವಿ
ಶಾಸ್ತ್ರ ಇಲಾಖೆ (ಅರಣ್ಯ-ಬಿ)

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AFD 231 FAP 61 9333

Mysore Government Secretariat

File No. of 196 .

[App. F. 112

Serial No.

Sub: Disforestment of an area of 5 guntas out of F.S.No. 98 of Chandavar in Honavar Tq.

D.No.10596 Dt. 13-11-1961.

Letter No. LND-II/4/SR-61 Dt. 2-11-1961 from the D.C., Karwar.

1 P.U.D. is for perusal. The D.C., has submitted the correspondence received from the Tahsildar and has stated that an area of 5 guntas in S.No.98 of Chandavar village in Honavar Tq. was leased out on a temporary basis to one Usmansab Wd.Abbas Sab for erecting a temporary hut during the year 1952. He also stated that he has ordered for the disforestment for grant to the lessee for fruit cultivation and construction of a house on the recommendation of the DFO, WD Kanara, as the area was fully developed by the lessee by planting 45 fruit trees, etc.,

2 He request Government to accord sanction to disforestment of the area for the grant to the lessee on payment of N.A. assessment to be fixed and also subject to other conditions imposed by R.D. after the area is fully disforested.

3 The Div.Commr., Belgaum has agreed to the proposal.

4 Subd. for orders,

20/11/61 5) R D may agree for issuance

3.21/4

23.11.61

S. V. PRABHU,
Under Secretary to Gove...
Agriculture ... Forest Dep...

Office of the Registrar-I R.D.
Date. 24 NOV 1961
No. T

Note.—Contn. Sheet

(6) R D may agree

Agreed

Addl dept 27/11

AFO 231 FAF 67

5

File No. of 196

Mysore Government Secretariat

Serial No.

(7) R.D has no objection for the release of the land. Hence draft G.O. is put up for approval. ✓ p. 3 c/f

OR

~~Accordingly~~ The draft is not made.

The draft is not placed

Discussed 1/11

20/X/67

8) The point now has to be considered is whether the transaction the transfer of 1 acre of land out of S. No. 98 of Chandapur in Honnavar Taluka as the D.C.F. has proposed for assessing the plot of C-S-O for non-agricultural purpose on the ground that formation of an agricultural S. No. of less than 1 acre would contravene the provisions of Section 5 of Bombay Prevention of Fragmentation and Consolidation of Holdings Act.

10) But the lessee is willing to take up the plot on condition

WD-010154-GPB-PZS-8,00,000-1-

Mysore Government Secretariat

File No. 231/FA/ of 1961. [App. F. III 2

Serial No.

to pay non-agricultural assessments to be fixed.

(1) For orders

3
8/12 (1) Pl. proceedings accdg.

Ex. 12/61

(2) DBG pahani is for appln.

3
19/12

3. The R.D. having agreed to the appeal Ex. (P3/e) sanctioning the diversion of an area of 5 guntas out of T.S. No. 98 of Chandapur in Honnavar Taluka for big assignment to Sri Usmansab Wd. Abbassab for non-agricultural use may issue. The order issued by the Dy. Comr. Kanara in this behalf may be cancelled as requested by him.

24.12.61

26/12.

K. S. M. MURTHY
Dy. Secy. Agri & Forest Deptt.

M(Forests) 30/12

H. S. RUDRAPPA,
Minister for Forests.

4/1

Issued. on 18 JAN 1962

18/1/62

DEPUTY SECRETARY TO GOVT. No 30 A.T.F 26 DEC 1961 AGRICULTURE & FOREST DEPTT.

OFFICE OF THE MINISTER FOR FORESTS No. 2173 29.12.61 BANGALORE

AGRICULTURE & FOREST SECRETARY No 52 3 JAN 1962 GOVERNMENT OF MYSORE

Note.—Contn. Sheet

(1) 119 S

No.LND-II/4/SR-81. Office of the Dy.Commr.N.Kanara
Karwar, 2-11-1961.

To

The Secretary to Government,
Agriculture & Forests Department,
BANGALORE.

Sir,

Subject: Disforestment of an area of 0-5-0 G out of F.S.No.98 of Chandavar in Honavar Taluka..

In submitting herewith the correspondence resting with Honavar Tahsildar's endorsement No.FOR-SR-445 dated 6-10-1961, I have to state as follows:-

In this case an area of 0-5-0 gunthas in F.S.No.98 of Chandavar village in Honavar Taluk was leased out on a temporary basis to one Usmansab Wd. Abbas Sab for erecting a temporary hut during the year 1952 according to the orders then in force, by the Forest Department with the approval of the Deputy Commissioner. This area was subsequently ordered to be disforested under this office No. S.105/IV/282 of 28-8-1959 for grant to the lessee for fruit cultivation and construction of a house on the recommendation of the Dividional Forest Officer, W.D. Kanara as the area was fully developed by the lessee by planting 45 fruit trees, digging a well and erecting a residential house. The D.I.L.R. Kanara has, however, proposed for assessing the plot for Non-Agricultural purpose on the ground that formation of an agricultural S.No. of less than 1-0-0 acre would contravene the provisions of Section 5 of the Bombay prevention of Fragmentation and Consolidation of Holdings Act. The F.S.O.Kanara also has endorsed the views of the D.I.L.R.(District Survey Officer) . The lessee is willing to take up the plot on condition to pay Non-agricultural assessment to be fixed(Vide Page 115). It is seen from the records that the land in question was originally granted by the Forest Department for residential purpose i.e. for N.A. use .

According to the orders in G.R.,A & F.D. No.FDM-1054 of 28-1-1955 the Deputy Commissioner is not competent to grant forest lands to individuals for Non-agricultural purposes . Since the grant in this case would contravene the Government orders, if assessed to non-agriculture, Government may kindly be moved to cancel the Deputy Commissioner's order No.S.105/IV/282 of 28-8-1959 and to accord sanction to disforest the area for grant to the lessee on payment of N.A.assessment to be fixed and also subject to other usual conditions to be imposed by the Revenue Department after the area is finally disforested.

Yours faithfully,

For Deputy Commissioner Kanara

Enc: File IV II
D.C. Signed by D.C.

Submitted through the Divisional Commissioner, Belgaum.

sbm.2/11. P.T.O.

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R.B. FOR/R.11/61
R.P. 6 NOV 1961

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231 PAF 61

No.FOR_SR-1137.
Belgaum. 13-11-1961.

Forwarded with compliments to the Secretary to Government, Agricultural and Forest Department, Bangalore for needful action.

2. The case papers may kindly be returned to the Deputy Commissioner, North Kanara, direct when done with.

(B.G.Kaujalgi.)
for Divisional Commissioner,
Belgaum.

AGRICULTURE & FOREST DEPARTMENT
No. 1 Enc.
17/11/61

MYSORE GOVERNMENT SECRETARIAT
NO. 10596
1 NOV 1961
FOREST BRANCH

APG.

Sone.

M. G. S. App. F VI—G. 2]

SUBJECT Disforestment of an area of 5 G. S. No. 98 of Chandravanahalli Village of Honnavar Taluka.

Diary No. of letter replied to.....

Mysore Government Secretariat

( )

the 195 .

Issued on

Date of Issue 18 JAN 1962 195

Signed by.....

Section

Serial No.

File No.

Proceedings of the Government of Mysore

Read—

Letter No. LND-11/1-4/S.R-61 dated 2.11.1961 from the D.C. North Kanara.

May this be—

(i) printed?
(ii) treated as a Standing Order?
(iii) published in the Gazette, English Part?
(iv) translated?
(v) placed at the disposal of the Press?
(vi) published in the Gazette, Kannada Part?

Order thereon.—No. AFD 231 FAF 61 dated 18 JAN 1962

The Dy Commr. North Kanara has stated that an area of 5 guntas of S. No. 98 of Chandravanahalli Village in Honnavar Tq. was leased out on a temporary basis to one Sri Nomman Saheb s/o. Abbas Saheb for effecting a temporary hut during the year 1952.

area be recommended for the disforestment of the area for grant to the lessee for fruit cultivation and construction of a house as the area has now been fully developed by the lessee by planting 45 fruit trees. The Dist Forest Officer, Bodagam agrees to the proposal of the D.F.O. Mankulam.

2. In the circumstances reported Govt. direct that an area of 5 Gunthas of land in S.No. 98 of Chandanveli Village in Mankulam Taluk be disforested and surrendered to the RD for being assigned to Shri Usmanshah, Wd. Abbas sab, for nonagricultural use subject to the payment of NA assessment fixed, also subject to other usual conditions that may be imposed by the RD.

3. The C.C.F is requested to take further action in the matter and submit for publication the required notification in the Fort Gazette.

4. The order issued in this G.O. is to be treated as cancelled.

To
Mankulam in his No. S.105/IV/282 dated 28.8.1959 are hereby cancelled.
1) Dist Forest Officer, Bodagam
2) D.F.O. Mankulam
3) C.F. Bodagam
RD.
W.G.

By Order of the Governor,
[illegible]
Chief Secretary to Government.

List of Enclosures.

Copied by

Examined by

PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

Subject:- Lift irrigation of an area of 9-0-0 ads of P.W.D. land at Thavarekere in Hagari Taluk.

Read:-

Dated 18 JAN 1962

Order No. [illegible], dated 2nd November 1961 from the Deputy Commissioner, North Kanara, Karwar.

ORDER

The Deputy Commissioner, North Kanara has stated that an area of 9 acres of P.W.D. land at Thavarekere village in Hagari Taluk was leased out on a temporary basis to one Shri Hanumanthappa Gowda for growing a temporary dry crop for one year from 1961-62 on the understanding that the applicant will not be entitled to any compensation if the area is required for any other purpose. The applicant has now represented that he has spent Rs. [illegible] for lift irrigation and construction of a house on the land and that he has already developed the area by planting 100 fruit trees. The Divisional Commissioner, Belgaum agrees to the proposal of the Deputy Commissioner, North Kanara.

2. Government have considered the proposal and direct that the area measuring 9 acres in Sy.No. [illegible] of Thavarekere village in Hagari Taluk, North Kanara District be sold to Shri Hanumanthappa Gowda on the terms and conditions set out in the Revenue Department Order No. [illegible] dated [illegible] and also subject to such other conditions as may be fixed and also subject to such special conditions as may be prescribed by the Revenue Department.

3. The Chief Conservator of Forests is requested to take prompt action in the matter and submit to Government the required application for relinquishment of the Government Land.

4. The orders issued by the Deputy Commissioner, Karwar in his Memo. No. [illegible], dated [illegible] are hereby cancelled.

By order and in the name of the Governor of Mysore,

[illegible]
Under Secretary to Government,
Agriculture & Forest Departments.

To

The Chief Conservator of Forests in Mysore, Bangalore.
The Divisional Commissioner, Belgaum.
The Deputy Commissioner, North Kanara, Karwar (with records).
The Conservator of Forests, Belgaum.
The Revenue Department.
The Gazette Section.

10

PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

Subject: Diversion of an area of [illegible] sq. ft. of P.L.No.[illegible] of Tanigere in Channarayapatna Taluk.

Read: [illegible]

Order No. [illegible], dated the 2nd November 1961 from the Deputy Commissioner, Hassan Dist., Hassan.

ORDER

The Deputy Commissioner, Hassan District has stated that an area of 5 guntas of P.L.No.[illegible] of Tanigere village in Channarayapatna Taluk was granted for a temporary period for the purpose of [illegible] and has subsequently applied for the diversion of the area for grant to the Hassan Dist. Fruit Growers Co-operative Society Ltd., Hassan for the development of a Bungalow and Fruit Orchard. The Deputy Commissioner, Hassan has forwarded the proposals of the Deputy Forest Officer, Hassan Range.

2. In the circumstances reported above there is no objection to grant 5 guntas in P.L.No.[illegible] of Tanigere village in Channarayapatna Taluk, Hassan District for diversion and conversion to the revenue requirements for the purpose mentioned above, the conditions laid down in the proposals of the Deputy Forest Officer, Hassan Range, Hassan.

3. The Land Conservancy Fee may be collected in the manner provided in the Mysore Land Revenue Code, 1964.

4. The order issued by the Deputy Commissioner, Hassan in his No.[illegible], dated the [illegible] may now be hereby cancelled.

By order and in the name of the Governor of Mysore,

[illegible]
Under Secretary to Government,
Agriculture & Forest Department.

IV

To

The Chief Conservator of Forests in Mysore, Bangalore.
The Divisional Commissioner, Belgaum.
The Deputy Commissioner, Hassan District, Hassan (with 10 spare copies).
The Conservator of Forests, Belgaum.
The Revenue Department.
The Secretary Gazette.

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